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9 **UNITED STATES DISTRICT COURT**

10 **DISTRICT OF NEVADA**

11 BERTHA MORA, individually,

12 Plaintiff,

13 vs.

14 JOSEPH JOHN TOMASULO, individually;
and DOES 1 through 10; and ROE
15 ENTITIES 11 through 20, inclusive,

16 Defendants.

Case No. 2:19-cv-01423-GMN-BNW

**STIPULATION AND ORDER TO
CONTINUE TRIAL**

17 COMES NOW Defendant JOSEPH JOHN TOMASULO (“Defendant”), by and through his
18 counsel of record, M. Caleb Meyer, Esq., Renee M. Finch, Esq., and Christina Mundy-Mamer, Esq.,
19 of Messner Reeves LLP, and Plaintiff BERTHA MORA, by and through her counsel of record,
20 Lawrence M. Ruiz, Esq. of the Ruiz Law Firm, and hereby stipulate and request that this Court
21 continue the trial currently set for August 23, 2021 at 8:30 a.m.

22 This request is necessary as Defendant’s counsel is currently scheduled to begin a firm trial
23 on August 16, 2021 that is expected to last for three (3) weeks. In addition, following the COVID-
24 19 public health crisis, both parties’ expert witnesses are experiencing scheduling difficulties. The
25 parties’ medical experts are also facing additional demands in their daily practice resulting from the
26 extended state of emergency. As such, the parties merely require additional time to assure that their
27 respective experts are available to testify at the time of trial.
28

1 The parties have conferred regarding their respective availability and propose the trial be
2 continued to the January 24, 2022 stack as all parties are available.

3 The parties further request a deadline for all dispositive Motions and Motions *in Limine* be
4 set ninety (90) days before the date of trial.

5 This is the second request for continuance of trial has been requested in this matter. This
6 stipulation and request is entered into in good faith and not for purposes of delay.

7 APPROVED AS TO FORM AND CONTENT.

8 DATED this 16th day of July, 2021.

DATED this 16th day of July, 2021.

9 **MESSNER REEVES, LLP**

RUIZ LAW FIRM

10 */s/ Christina Mundy-Mamer*

/s/ Lawrence M. Ruiz

11 By: _____

By: _____

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16 IT IS HEREBY ORDERED that the
17 Stipulation is GRANTED in part
and DENIED IN PART.

IT IS SO ORDERED.

Dated this 30 day of July, 2021.

18 The Court GRANTS a continuance
19 of trial to the January 24,
2022 trial stack.

20 The Court GRANTS an extension
21 of the Motion in Limine
22 deadline and a new deadline
will be provided in the Order
Regarding Trial.

23 The Court DENIES the parties
24 request to extend the
25 dispositive motions deadline.

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Gloria M. Navarro, District Judge
United States District Court